

## **BILL ANALYSIS**

Senate Research Center  
77R6332 GWK-D

H.B. 1585  
By: Gallego (Staples)  
Criminal Justice  
5/10/2001  
Engrossed

### **DIGEST AND PURPOSE**

Currently, the Board of Pardons and Paroles has the authority to determine the conditions of parole and mandatory supervision for most prisoners incarcerated in the institutional division of the Texas Department of Criminal Justice. It also has the authority to establish the terms and conditions for the revocation of parole, mandatory supervision, or conditional pardon. Under current law, the Government Code provides sanctions for a person whose parole or mandatory supervision is revoked. A person released on parole, mandatory supervision, or conditional pardon may be required to serve the remaining portion of the sentence on which the inmate was released without credit for the period the person was released, but there is no distinction made between types of releasees. H.B. 1585 establishes distinctions in sanctions for releasees whose parole, mandatory supervision, or conditional pardon is revoked.

### **RULEMAKING AUTHORITY**

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

### **SECTION BY SECTION ANALYSIS**

SECTION 1. Amends Section 508.283, Government Code, to provide that a person, if the parole, mandatory supervision, or conditional pardon of a person described by Section 508.149(a) is revoked, may be required to serve the remaining portion of the sentence on which the person was released. Provides that a person, if the parole, mandatory supervision, or conditional pardon of a person other than a person described by Section 508.149(a) is revoked, may be required to serve the remaining portion of the sentence on which the person was released. Provides that for a person who on the date of issuance of a warrant or summons initiating the revocation process is subject to a sentence the remaining portion of which is greater than the amount of time from the date of the person's release to the date of issuance of the warrant or summons, the remaining portion is to be served without credit for the time from the date of the person's release to the date of revocation. Provides that for a person who on the date of issuance of the warrant or summons is subject to a sentence the remaining portion of which is less than the amount of time from the date of the person's release to the date of issuance of the warrant or summons, the remaining portion is to be served without credit for an amount of time equal to the remaining portion of the sentence on the date of issuance of the warrant or citation.

SECTION 2. Effective date: September 1, 2001.  
Makes application of this Act prospective.